

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

STACY L. SIMONSON,

Plaintiff,

v.

ANDREW SAUL,¹

Commissioner of Social Security,

Defendant.

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3:19-CV-442
(JUDGE MARIANI)

ORDER

AND NOW, THIS 8TH DAY OF MAY, 2020, upon review of Magistrate Judge
Mehalchick's Report & Recommendation ("R&R") (Doc. 32) for clear error or manifest injustice,

IT IS HEREBY ORDERED THAT:

1. The R&R (Doc. 32) is **ADOPTED** for the reasons discussed therein.
2. The Commissioner of Social Security's decision is **VACATED**.
3. This case is **REMANDED** to the Commissioner of Social Security for a new
administrative hearing before a constitutionally appointed ALJ, other than the ALJ who
presided over Plaintiff's first hearing.
4. Judgment is entered in favor of Plaintiff and against the Commissioner of Social Security.
5. The Clerk of Court is directed to **CLOSE** this case.

s/ Robert D. Mariani
Robert D. Mariani
United States District Judge

¹ Pursuant to Federal Rule of Civil Procedure 25(d), the Court has automatically substituted Andrew Saul, the current Commissioner of Social Security, as a party in this action.